

IN THE BOARD OF SUPERVISORS
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

____ day _____, 2013

PRESENT:

ABSENT:

RESOLUTION NO. _____

**RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF SAN LUIS OBISPO AUTHORIZING THE SHERIFF TO ENTER
INTO A MEMORANDUM OF UNDERSTANDING WITH THE SUPERIOR COURT FOR
THE PROVISION OF COURT SECURITY SERVICES**

The following resolution is now offered and read:

WHEREAS, SB 1021 revised and recast the Superior Court Law Enforcement Act of 2002, including renaming the act as the Superior Court Security Act of 2012; and

WHEREAS the bill implemented statutory changes, addressed herein, which were necessary as a result of the realignment of superior court security funding enacted by Assembly Bill 118 in 2011, in which the Trial Court Security Account was established to fund court security; and

WHEREAS, as part of this implementation, Government Code Section 69926, was amended to provide that the Sheriff, on behalf of the County, shall enter into a memorandum of understanding (MOU) with the Superior Court, upon the authorization and approval of the Board of Supervisors, to provide for court security services; and

WHEREAS, Government Code 69921.5, provides that the Sheriff is responsible for the necessary level of court security services, as established by the MOU described in subdivision (b) of Section 69926; and

WHEREAS, pursuant to the provisions of Government Code section 69926, the Superior Court and the Sheriff have established agreed-upon provisions for

a multi-year MOU, which specify an agreed-upon level of court security services and other agreed-upon governing and operating procedures, including the provision of a law enforcement court security plan; and

WHEREAS, in order to fulfill its statutory obligation to enter into an agreed- upon MOU with the Superior Court, the Sheriff desires to execute an MOU on behalf of the County for the provision of court security services; and

WHEREAS, the Trial Court Security Account has been established in Section 30025 to fund court security and, therefore, the court security services established by the MOU will be paid for out of this fund;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of San Luis Obispo, State of California, that the Sheriff is hereby authorized to enter into a multi-year MOU for the provision of court security provided that adequate funding has been provided for and approved within the Sheriff's fiscal year operating budget.

Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted.

Chairman of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL
County Counsel

By: 
Deputy County Counsel

Dated: June 27, 2013